Filed: 9/8/2020 9:59 AM
Lynne Finley
District Clerk
Collin County, Texas
By Tatiana Ortega Deputy
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NO. 417-53803-2020

IN THE INTEREST OF	§	**IN THE DISTRICT COURT**
	§	
S.L., J.L. AND L.L.	§	**417TH JUDICIAL DISTRICT**
	§	
CHILDREN	§	**COLLIN COUNTY, TEXAS**

EMERGENCY MOTION FOR RELEASE OF RECORDS

This *Emergency Motion for Release of Records* is brought by Petitioner/Father Michael Long, requesting an emergency order for the release of certain records pertaining to the child, S.L. In support, the Parties would show as follows:

1. On or about September 6-7, 2020, the child, S.L. presented at Guadalupe Regional Medical Center in Seguin, Texas ("GRMC"). As part of the treatment and interventions for the child, she underwent an examination by a Sexual Assault Nurse Examiner (commonly known as a "S.A.N.E. exam).

2. All results and records related to the S.A.N.E. exam are Protected Health Information subject to the Health Insurance Portability and Accountability Act ("HIPPA").

3. As of the filing of this Motion and on information and belief, GRMC will not release the records related to the S.A.N.E. exam to counsel for either party, or to the Department of Family and Protective Services (commonly known as "CPS") or law enforcement, both of whom are already in the process of investigating certain outcries of sexual abuse by the child, without a court order to do so.

4. A hearing is set before this Court on September 9, 2020 at 1:30 p.m.

5. There is insufficient time before the hearing to subpoena the records, as GRMC has indicated they intend to exercise their right to not respond for at least 10 days after service of such a

subpoena. In addition, on information and belief, both CPS and law enforcement require the records related to the S.A.N.E. examination as part of their ongoing investigations.

6. It is in the best interest of the children that the records relating to the S.A.N.E. exam be made available to CPS and law enforcement to continue their ongoing investigations, and to counsel for the parties so that they can properly prepare and present this evidence at the September 9, 2020 hearing.

7. It is in the best interest of the children that all records relating to the S.A.N.E. exam be subject to a Protective Order, which forbids the copying, dissemination, or disclosure of the records to any third-parties, except as the Court may authorize for purposes of conducting a hearing in this matter.

Petitioner/Father Michael Long prays that the Court grant this Emergency Motion for Release of Records and order that GRMC release all records relating to the S.A.N.E. exam of S.L. to CPS, law enforcement, and counsel for Petitioner/Father on or before 2:00 p.m. on September 8, 2020, or at a time and date the Court determines appropriate. Petitioner further prays that the court order all such records shall be subject to a Protective Order prohibiting the copying, dissemination, or disclosure of the records to any third-parties, except as the Court may authorize for purposes of conducting a hearing in this matter.

Respectfully submitted,

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Certificate of Service

This is to certify that, pursuant to Rule 21 of the Texas Rules of Civil Procedure, a true and correct copy of the foregoing document has been served upon the below-named individual in the following manner as prescribed by Rule 21(a) of the Texas Rules of Civil Procedure on this the 8th day of September, 2020.

____ Hand Delivery ____ Federal Express ____ Certified Mail, Return Receipt Requested
____ Regular Mail ____ Facsimile __X__ Email __X__ E-Service

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Status as of 9/8/2020 10:45 AM CST

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